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16076 U.S.PTOIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: CONRAD ET AL.  
 Docket: 13033.12US01  
 Title: AIRWAY IMPLANT

22154 U.S.PTO  
10/698819

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## CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EV347836338US

Date of Deposit: October 31, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: *Teresa Anderson*  
 Name: Teresa Anderson

Mail Stop PATENT APPLICATION  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.10.
- Utility Patent Application: Spec. 9 pgs; 20 claims; Abstract 1 pgs.  
The fee has been calculated as shown below in the 'Claims as Filed' table.
- 5 sheets of formal drawings
- Small entity status is claimed pursuant to 37 CFR 1.27
- A signed Combined Declaration and Power of Attorney
- Assignment of the invention to Restore Medical, Inc., Recordation Form Cover Sheet
- A check in the amount of \$471.00 to cover the Filing Fee
- A check for \$40.00 to cover the Assignment Recording Fee.
- Information Disclosure Statement, Form 1449, 11 reference(s).
- Return postcard

## CLAIMS AS FILED

Number of Claims Filed	In Excess of:	Number Extra	Rate	Fee
<b>Basic Filing Fee</b>				\$385.00
<b>Total Claims</b>				
20	-	20	= 0 x 9.00 =	\$0.00
<b>Independent Claims</b>				
5	-	3	= 2 x 43.00 =	\$86.00
<b>MULTIPLE DEPENDENT CLAIM FEE</b>				\$0.00
<b>TOTAL FILING FEE</b>				<b>\$471.00</b>

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
 P.O. Box 2903, Minneapolis, MN 55402-0903  
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By: *David G. Schmaltz*  
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PATENT TRADEMARK OFFICE

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